UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CVD EQUIPMENT CORPORATION, Plaintiff, -against- TAIWAN GLASS INDUSTRIAL CORPORATION, and MIZUHO CORPORATE BANK, LTD., Defendants. TAIWAN GLASS INDUSTRIAL CORPORATION, Counterclaim Plaintiff, -against- CAPITAL ONE, N.A., Counterclaim Defendant.	10 CIV 0573 (RJH) (RLE) **NOTICE OF MOTION**

PLEASE TAKE NOTICE that, upon the accompanying (1) Declaration of T.M. Tsai in Support of Taiwan Glass Industrial Corporation's Motion for Summary Judgment, dated January 27, 2011; (2) Declaration of Howard Chen in Support of Taiwan Glass Industrial Corporation's Motion for Summary Judgment, dated January 28, 2011; (3) the Statement of Undisputed Material Facts in Support of Taiwan Glass Industrial Corporation's Motion for Summary Judgment, dated January 28, 2011, and (4) Taiwan Glass Industrial Corporation's Memorandum of Law in Support of its Motion for Summary Judgment Against Counterclaim Defendant Capital One, N.A., dated January 28, 2011, and upon all other papers and proceedings had herein, Defendant Counterclaim Plaintiff Taiwan Glass Industrial Corporation, by its attorneys, hereby moves the Court for an order, pursuant to Rule 56 of the Federal Rules of Civil Procedure, granting its motion for summary judgment against Counterclaim Defendant Capital One, N.A., and for such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's Scheduling Order dated December 23, 2010, opposition memoranda and affidavits shall be filed and served by February 18, 2011.

Dated: New York, New York
January 28, 2011

ALLEGAERT BERGER & VOGEL LLP

By: [signature]

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